

**LUMPKIN COUNTY
BOARD OF COMMISSIONERS
Regular Meeting Agenda
Dahlonega City Hall
465 Riley Road
Dahlonega, Georgia**

**January 22, 2008
6:00 P.M.**

I. CALL TO ORDER

Chairman Raber

II. INVOCATION

Reverend Michael Rodgers
Bethlehem Baptist Church

III. APPROVAL OF AGENDA

IV. PRESENTATIONS

- Certificates of Appreciation
- Employee Awards

V. PROCLAMATION

- Proclamation of Appreciation - Jennifer Herring

VI. APPROVAL OF MINUTES

- December 18, 2009 Public Hearing 5:45 p.m.
- December 18, 2008 Regular Meeting 6:00 p.m.
- January 8, 2009 Work Session 9:00 a.m.
- January 8, 2009 Special Called Meeting following 9:00 a.m. Work Session

VII. REPORTS

- Department reports are on file in the Board of Commissioners Office
- Elected Officials
- Chamber of Commerce

VIII. RESOLUTIONS

- 2009-01 Authorizing Approval/Disapproval of Claims for Refunds of Ad Valorem Property Taxes.
- 2009-02 Authorizing Tax Commissioner to Accept Checks for all Taxes, Fees, and Licenses Due Tax Commissioners Office.
- 2009-03 Authorizing Tax Commissioner Final Determination Regarding Waiver Provisions of O.C.G.A. 48-5-242.
- 2009-04 Amend Lumpkin County Civil Service Plan (*Job/Position Classification*)
- 2009-05 Community House Board of Controls
- 2009-06 Appoint Lumpkin County Board of Health (*CEO of County or Designee*)
- 2009-07 Appoint Lumpkin County Planning Commission (*Seats 5 & 7*)
- 2009-08 Appoint Lumpkin County Public Building Authority (*Seats 3 & 4*)
- 2009-09 Appoint Veteran's Affairs Committee (*Seats 1 & 2*)

**LUMPKIN COUNTY
BOARD OF COMMISSIONERS**

Regular Meeting Agenda

**Dahlonega City Hall
465 Riley Road
Dahlonega, Georgia**

**January 22, 2008
6:00 P.M.**

- 2009-10 Appoint Chestatee-Chattahoochee RC&D Council – Lumpkin County Representatives
- 2009-11 Appoint Lumpkin Bounty Board of Elections & Registration – Democratic Party
- 2009-12 Appoint Development Authority of Lumpkin County

IX. CONTRACTS/AGREEMENTS

- Palatine Technology Group – Annual Software Licensing/Maintenance Agreement-Magistrate Court (*renewal*)
- Lumpkin County Water & Sewerage Authority-Intergovernmental Agreement for Financial Services (*renewal*)
- Lumpkin County-Wimpy Airport Tie Down # 3 Agreement/William Tison (*renewal*)
- Lumpkin County-Wimpy Airport Tie Down # 5 Agreement/Ray Koehn (*renewal*)
- Lumpkin County-Wimpy Airport Tie Down # 8 Agreement/Jimmy Woods (*renewal*)
- Lumpkin County-Wimpy Airport Tie Down # 10 Agreement/Bill & Brenda Hanson (*renewal*)
- Lumpkin County-Wimpy Airport Hangar #A Lease Agreement-Blue Ridge Mountain Flyers (*renewal*)
- Dawson County/Lumpkin County Animal Shelter - Memo of Agreement (*new*)
- Howell Group-Franchise Agreement Cable Television Compliance Audit (*new*)
- Barry Grant, Inc.-Landlord Waiver and Consent Agreement (*new*)

X. COMMENTS

- COUNTY MANAGER
- CHAIRMAN
- COMMISSIONER
- COUNTY ATTORNEY
- PUBLIC

XI. ANNOUNCEMENTS

XII. EXECUTIVE SESSION

XIII. ADJOURN

Chairman Raber

**LUMPKIN COUNTY
BOARD OF COMMISSIONERS
Regular Meeting Agenda
Dahlonega City Hall
465 Riley Road
Dahlonega, Georgia**

**January 22, 2008
6:00 P.M.**

Future Meetings:

February 2009

- | | |
|--|---|
| ❖ Work Session – City Hall | February 05, 2009 at 9:00 am |
| ❖ Public Hearing – City Hall
(<i>Land Use Map Amendment</i>) | February 05, 2009 following 9 am Work Session |
| ❖ Special Work Session – Courthouse
(<i>Comprehensive Plan Short Term Work Program</i>) | February 17, 2009 at 4:00 pm |
| ❖ Public Hearing – City Hall
(<i>Comprehensive Plan Short Term Work Program</i>) | February 19, 2009 at 5:00 pm |
| ❖ Public Hearing – City Hall
(<i>Road Abandonment-Sheep Wallow Road</i>) | February 19, 2009 at 5:15 pm |
| ❖ Board Meeting – City Hall | February 19, 2009 at 6:00 pm |
| ❖ Board Retreat | February 26, 2009 9 am – 4 pm |

March 2009

- | | |
|-----------------------------|---------------------------|
| ❖ Work Session – City Hall | March 05, 2009 at 9:00 am |
| ❖ Board Meeting – City Hall | March 19, 2009 at 6:00 pm |

April 2009

- | | |
|-----------------------------|---------------------------|
| ❖ Work Session – City Hall | April 02, 2009 at 9:00 am |
| ❖ Board Meeting – City Hall | April 16, 2009 at 6:00 pm |

MINUTES OF THE REGULAR MONTHLY MEETING OF THE LUMPKIN COUNTY BOARD OF COMMISSIONERS

January 22, 2009

CALL TO ORDER

Chairman Raber called the meeting to order at 6:00 p.m. in the Council Chamber of Dahlonega City Hall. Present were John Raber, Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle.

INVOCATION

Reverend Michael Rodgers, Bethlehem Baptist Church gave the invocation. Commissioner Grindle then led the pledge of allegiance.

APPROVAL OF AGENDA

The Chairman said that he wants to move public comments forward on the agenda placing it just after the proclamation.

***Motion:** Commissioner Scott made a motion to approve the agenda as requested. This motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.*

PRESENTATIONS

Certificates of Appreciation

Charlie Davis & Jon Whidby are moving from Lumpkin County and will no longer be able to serve on the Planning Commission. County Manager Stan Kelley read from the certificates of appreciation being presented to them.

Employee Awards

County Manager Kelley and Chairman Raber presented employee awards to numerous employees. Mr. Kelley said these awards represent the dedication and commitment shown to the county by the employees.

Special Awards of County Coins were presented to David Wimpy, EMS Officer of the Year, Jordan Keough, Firefighter of the Year, Mark French, and Melissa Rich.

PROCLAMATION

Proclamation of Appreciation - Jennifer Herring

Chairman Raber read this proclamation before calling for a motion to approve.

***Motion:** Commissioner Stowers moved to approve the proclamation which was seconded by Bill Scott. The motion was approved by Commissioners Scott, Bowden, Stowers and Grindle and the motion carried.*

PUBLIC COMMENT

Dr. Parker, Volunteer Medical Director for EMS, spoke regarding EMS employees. He expressed concern about cutting hours and amount of pay such that some employees are losing \$10,000 – \$14,000 per year. He pointed out that volunteer firefighters and EMS have fallen to almost nothing. A number of other individuals gave their names in support of Dr. Parker including Joseph Walker, Marc Brown, Michael Benna, Jeff Banks, Mic Durand and Derrick Johnson. Kim Banks, wife of paramedic/firefighter Jeff Banks, gave details of how much she said her husband is losing per month with the furlough and 212 Schedule. Janice Strickland, Richard Cope, David Hayes, Tom Sauders, Charles Walker, Shanna Estes, and Sonya Walker also were acknowledged.

Commissioner Bowden said he is really sorry that this situation was necessary and that many people are struggling right now. He pointed out that we have to have a balanced budget by law and that the budget had already been cut to the bone when it was passed.

Commissioner Scott echoed Tim Bowden's comments as did Clarence Grindle.

The County Manager explained how the 212 Schedule will work.

APPROVAL OF MINUTES

December 18, 2009 Public Hearing 5:45 p.m.

December 18, 2008 Regular Meeting 6:00 p.m.

January 8, 2009 Work Session 9:00 a.m.

January 8, 2009 Special Called Meeting following 9:00 a.m. Work Session

***Motion:** Clarence Stowers made a motion to approve all the minutes as a consent agenda. This motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.*

REPORTS

Department reports are on file in the Board of Commissioners Office

Elected Officials

Chamber of Commerce President Gary Powers reported on Chamber activities.

RESOLUTIONS

2009-01 Authorizing Approval/Disapproval of Claims for Refunds of Ad Valorem Property Taxes

This resolution delegates authority to the Chief Tax Assessor and the Tax Commissioner to approve or disapprove claims for a tax refund of ad valorem property tax paid based on an obvious clerical error.

***Motion:** Commissioner Stowers made a motion to approve this resolution which was seconded by Clarence Grindle. District commissioners Scott, Bowden, Stowers and Grindle approved the motion. Motion carried.*

2009-02 Authorizing Tax Commissioner to Accept Checks for all Taxes, Fees, and Licenses Due Tax Commissioners Office

This resolution authorizes the Lumpkin County Tax Commissioner to accept personal, company, certified, treasurer's, or other cashier's checks or bank, postal, or express money orders, and to not be held personally liable should such instrument not be paid in due course.

***Motion:** Commissioner Scott moved to approve the resolution. This motion was seconded by Tim Bowden and approved by all district commissioners. Motion carried.*

2009-03 Authorizing Tax Commissioner Final Determination Regarding Waiver Provisions of O.C.G.A. 48-5-242

This resolution authorizes the Tax Commissioner to waive certain penalties when it has been determined that the default giving rise to the penalty was due to reasonable cause.

***Motion:** Commissioner Stowers moved to approve the resolution which was seconded by Bill Scott. Commissioners Scott, Bowden, Stowers and Grindle approved the motion. Motion carried.*

2009-04 Amend Lumpkin County Civil Service Plan (Job/Position Classification)

This resolution amends the civil service plan adding Facilities & Fields Planner Technician in the Park and Recreation Department.

Motion: Commissioner Stowers moved to approve the resolution which was seconded by Clarence Grindle. Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle approved the motion. Motion carried.

2009-05 Community House Board of Controls

This resolution dissolves the Community House Board of Control moving management, maintenance and operational control of the facility to Lumpkin County Park and Recreation.

Motion: Commissioner Stowers made a motion to approve the resolution. This motion was seconded by Bill Scott. Commissioners Scott, Bowden, Stowers and Grindle approved the motion. Motion carried.

2009-06 Appoint Lumpkin County Board of Health (CEO of County or Designee)

This resolution appoints District 2 Commissioner Tim Bowden to fill the vacant seat on the Board of Health reserved for the Chairman of the Board of Commissioners or his designee.

Motion: Commission Grindle moved to approve the resolution which was seconded by Clarence Stowers. All district commissioners approved the motion and the motion carried.

2009-07 Appoint Lumpkin County Planning Commission (Seats 5 & 7)

This resolution appoints Howard "Buzz" Comstock to Seat 5 with a term ending August 27, 2012 and Philip Reed to Seat 7 to complete an unexpired term ending August 27, 2009.

Motion: Commissioner Scott made a motion to approve these appointments. The motion was seconded by Clarence Stowers and approved by Commissioners Scott, Bowden, Stowers and Grindle. Motion carried.

2009-08 Appoint Lumpkin County Public Building Authority (Seats 3 & 4)

This resolution reappoints W. Frank Youngblood to Seat 3 and appoints Daniel Harding to Seat 4 each with terms ending February 21, 2012.

Motion: Commissioner Stowers moved to approve this resolution which was seconded by Clarence Grindle. All district commissioners approved the motion and the motion carried.

2009-09 Appoint Veteran's Affairs Committee (Seats 1 & 2)

This resolution provides for the reappointment of Andy Hutcheson to Seat 1 and appoints D. L. "Tinker" Head to fill Seat 2 which is an unexpired term, each with terms expiring April 14, 2013.

Motion: Commissioner Stowers made a motion to approve this resolution. This motion was seconded by Clarence Grindle and approved by Commissioners Scott, Bowden, Stowers and Grindle. Motion carried.

2009-10 Appoint Chestatee-Chattahoochee RC&D Council – Lumpkin County Representatives

This resolution appoints John Raber and Stan Kelley as Lumpkin County Representatives to the Council until alternate representatives are appointed by Lumpkin County.

Motion: Commissioner Stowers moved to approve this resolution which was seconded by Clarence Grindle. Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle approved the motion. Motion carried.

2009-11 Appoint Lumpkin County Board of Elections & Registration – Democratic Party

This resolution appoints Bob Barton to Seat 3 for a term beginning January 1, 2009 and ending December 31, 2012.

Motion: Commissioner Stowers made a motion to approve the resolution. This motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.

2009-12 Appoint Development Authority of Lumpkin County

This resolution provides for the reappointment of Alfred Chang to Seat 8 and Pete Burchett to Seat 9, each with terms ending March 7, 2013.

Motion: Clarence Stowers moved to approve these appointments. The motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.

The Chairman called a short break at 6:56 p.m. The meeting resumed at 6:59 p.m.

CONTRACTS/AGREEMENTS

Palatine Technology Group – Annual Software Licensing/Maintenance Agreement-Magistrate Court (renewal)

This renewal contract provides technology services as described in Schedule "A" attached to the agreement.

Term: January 1, 2009 – December 31, 2009

Amount: \$2,500.00

Motion: Commissioner Bowden made a motion to approve this agreement which was seconded by Clarence Stowers. All district commissioners approved the motion and the motion carried.

Lumpkin County Water & Sewerage Authority-Intergovernmental Agreement for Financial Services (renewal)

This renewal agreement provides for financial services support to the Water & Sewerage Authority and support to the County Finance Office.

Term: January 1, 2009 – December 31, 2009

Amount: \$2,400.00 with \$200.00 to be paid monthly.

Lumpkin County-Wimpy Airport Tie Down # 3 Agreement/William Tison (renewal)

This agreement is for tie-down #3 for an N6950Q aircraft.

Term: January 1, 2009 – December 31, 2009

Amount: \$25.00 per month payable six (6) months in advance at beginning of each six month period

Lumpkin County-Wimpy Airport Tie Down # 5 Agreement/Ray Koehn (renewal)

This agreement is for Tie Down #5 for a Cessna N4076U.

Term: January 1, 2009 – December 31, 2009

Amount: \$25.00 per month payable six (6) months in advance at beginning of each six month period

Lumpkin County-Wimpy Airport Tie Down # 8 Agreement/Jimmy Woods (renewal)

This agreement is for Tie Down #8 for an N8187B aircraft.

Term: January 1, 2009 – December 31, 2009

Amount: \$25.00 per month payable six (6) months in advance at beginning of each six month period

Lumpkin County-Wimpy Airport Tie Down # 10 Agreement/Bill & Brenda Hanson (renewal)

This agreement is for Tie Die #10 for an N733QS aircraft.

Term: January 1, 2009 – December 31, 2009

Amount: \$25.00 per month payable six (6) months in advance at beginning of each six month period

Lumpkin County-Wimpy Airport Hangar #A Lease Agreement-Blue Ridge Mountain Flyers (renewal)

This agreement is for Hangar/Ground Lease #A.

Term: January 1, 2009 – December 31, 2009

Amount: \$102.00 per month payable six (6) months in advance at beginning of each six month period

Dawson County/Lumpkin County Animal Shelter - Memo of Agreement (new)

This agreement provides for Lumpkin County Animal Shelter to assume custody of dogs and cats taken into custody by the Dawson County Sheriff's Department, to provide for a fee schedule for such assumption and care, and to provide for time limits for such care.

Term: January 22, 2009 – discretion of Lumpkin County Manager

Amount: \$30.00 for each dog; \$15.00 for each cat

Howell Group-Franchise Agreement Cable Television Compliance Audit (new)

This agreement provides services as described in the Scope of Work and correspondence from Howell Group, LLC dated October 30, 2008 to include review of the County's existing enabling ordinance, all transfer and assignment documents and the existing franchise agreement with Windstream. A franchise fee audit for Windstream back to 2002 will be conducted.

Amount: Initial review not-to-exceed \$3,500.00 or actual hours worked times \$125.00, whichever is less.

Additional charges will require County approval.

***Motion:** Commissioner Stowers made a motion for all other contracts and agreements to be dealt with as a consent agenda excluding Barry Grant, Inc. This motion was seconded by Bill Scott and approved by all district commissioners. Motion carried.*

Barry Grant, Inc.-Landlord Waiver and Consent Agreement (new)

County Attorney Horne reviewed agreement requiring the County to subordinate its interest.

***Motion:** Commissioner Stowers made a motion to approve the Barry Grant request. There was no second to this motion and the motion failed.*

***Motion:** Commissioner Scott made a motion to deny the Barry Grant request. That motion was seconded by Tim Bowden and approved by Bill Scott, Tim Bowden and Clarence Grindle. Clarence Stowers opposed the motion. Motion carried.*

COMMENTS

COUNTY MANAGER

The County Manager had no comments.

CHAIRMAN

Chairman Raber pointed out that we are in tough economic times.

COMMISSIONER

Commissioner Stowers said the City of Atlanta has gone to a four-day work week and reduced numerous expenditures including many salaries. He also said we may have to change our policy on how we view the airport hangars.

Commissioner Scott said he thinks the board should take the same hit percentage-wise as the employees. Tim Bowden said he had spoken with Human Resources Director Fran Sullens who told him that, by law, the county cannot take a reduction out of an elected official's check. He said he intends to write a check to the county to reflect the percentage.

***Motion:** Commissioner Scott made a motion that each board member writes a check to the county for the percentage county employees' salaries are being reduced due to the furloughs. The motion was seconded by Clarence Stowers and approved by all district commissioners. Motion carried.*

The County Manager will provide the exact percentage to the board.

Commissioner Scott told about the improvements being made at the Detention Center. The Sheriff's Department has saved money using inmate labor to paint and clean up the Detention Center.

Commissioner Bowden asked for clarification from the County Manager regarding the 212 schedule.

COUNTY ATTORNEY

The County Attorney had no comments.

EXECUTIVE SESSION

***Motion:** Commissioner Stowers moved to come out of regular session to enter executive session. This motion was seconded by Clarence Grindle. All district commissioners approved the motion and the motion carried.*

***Motion:** Commissioner Stowers made a motion to return to regular session which was seconded by Clarence Grindle. Commissioners Scott, Bowden, Stowers and Grindle approved the motion and the motion carried.*

Chairman Raber announced the executive session required no actions to be taken

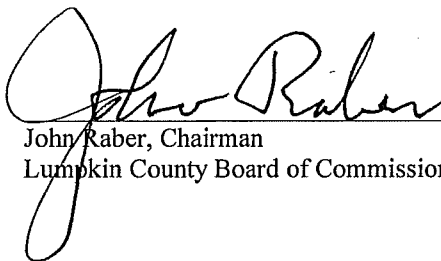
ADJOURN

There being no further business Chairman Raber called for a motion to adjourn at 7:54 p.m.

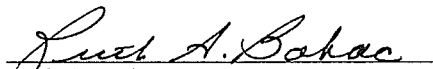
***Motion:** Commissioner Stowers moved to adjourn the meeting. The motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried and the meeting was adjourned.*

Date

2/19/09


John Raber, Chairman
Lumpkin County Board of Commissioners

Attest:


Ruth A. Bohac
Clerk, Lumpkin County